

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 09/660,309
Patent Number: 6,377,440
Filing Date: September 12, 2000
Examiner Name: Nguyen T. Ha
Group Art Unit: 2831
Confirmation Number: 6937
Docket Number: 10209-0077
First Named Inventor: Yongfei Zhu
Title of Invention: DIELECTRIC VARACTORS WITH OFFSET TWO-LAYER ELECTRODES

SUBMISSION OF DEFICIENT PAYMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.27, Applicant asserts that it is no longer claiming small entity status and should be treated as a large entity for the above-referenced application.

In the above-referenced Application, a Maintenance Fee of \$1240.00 was paid on October 22, 2009, where \$2850.00 is currently required for non-small entity.

Based on non-small entity status, the deficiency owed is \$1610.00. Applicants respectfully request and authorize payment of \$1610.00 to be charged to Deposit Account **50-5199**.

Applicants further assert that small entity status was previously asserted in good faith, and fees as a small entity were previously paid in good faith, and it has later been discovered that such status as a small entity was established in error, or that through error the Office was not notified of a loss of entitlement to small entity status as required by § 1.27(g)(2). Thus, pursuant to M.P.E.P. 509.03 the error should be excused based on compliance with the separate

submission and itemization requirements of paragraphs (c)(1) and (c)(2) of this section, and the deficiency payment requirement of paragraph (c)(2) of this section.

Respectfully submitted,

/Andrew Gust/

Andrew Gust, Reg. No. 47620
GUNTIN MELES & GUST, PLC
304 Indian Trace #750
Weston, FL 33326
Telephone: 772-237-2446